

3968--A

Cal. No. 259

2013-2014 Regular Sessions

I N   S E N A T E

March 1, 2013

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Introduced by Sens. RITCHIE, LATIMER, MARTINS, MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Education -- recommitted to the Committee on Education in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the education law, in relation to removing the requirement for annual visual inspections of school buildings; and providing for the repeal of certain provisions upon expiration thereof

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 1 of section 409-d of the education law, as  
2     added by section 1 of part B of chapter 56 of the laws of 1998, is  
3     amended to read as follows:  
4     1. Program establishment. The commissioner is authorized and directed  
5     to establish, develop and monitor a comprehensive public school building  
6     safety program which shall include a uniform inspection, safety rating  
7     and monitoring system. Such program shall [require the annual inspection  
8     of all public school buildings throughout New York state;] establish a  
9     safety rating system for such school buildings to assess the need for  
10    maintenance, repairs, rehabilitation, reconstruction, construction and  
11    other improvements related to the structural integrity and overall safe-  
12    ty of public school buildings including but not limited to building  
13    systems related to electrical, plumbing, heating, ventilation, and air  
14    conditioning, sanitation and health, fire and accident protection; and  
15    require that such ratings be used for the purpose of developing a build-  
16    ings condition survey as required pursuant to subdivision four of  
17    section thirty-six hundred forty-one of this chapter and a five year  
18    facilities plan as required pursuant to clause (i) of subparagraph two

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1 of paragraph b of subdivision six of section thirty-six hundred two of  
2 this chapter.

3 S 2. The commissioner of education shall review the effectiveness of  
4 repealing the requirement for the annual inspection of all public school  
5 buildings throughout New York state and make recommendations on whether  
6 school districts should continue to be exempt from such inspection. Such  
7 report shall be issued to the governor and the legislature on or before  
8 January 1, 2019.

9 S 3. This act shall take effect immediately, provided however, that  
10 the provisions of section one of this act shall expire and be deemed  
11 repealed June 30, 2019.